

Susanne  
Perkins/R9/USEPA/US  
01/12/2009 12:31 PM

To <waynek@ehs-mgr.com>  
cc Cheryl Nelson/R9/USEPA/US@EPA  
bcc

Subject ACCEPTED: Re: Letter Re Closure Groundwater Sample 

Wayne -

Although we discussed the issue to modify the deep boring gw sample location last September/October for Tank Farm C/D and we gave you a verbal approval, this e-mail serves as the official written approval. A copy of your letter, attachments, and this e-mail will be added to my working copy of the closure plan and the Administrative Record for the closure.



Closure Changes Log.xls

Susanne Perkins  
Project Manager  
RCRA Facilities Management Office  
US EPA Region 9  
415-972-3208  
415-947-3533 (fax)  
perkins.susanne@epa.gov  
"Wayne Kiso" <waynek@ehs-mgr.com>



"Wayne Kiso"  
<waynek@ehs-mgr.com>  
10/15/2008 10:58 AM

Please respond to  
<waynek@ehs-mgr.com>


To Susanne Perkins/R9/USEPA/US@EPA  
cc Cheryl Nelson/R9/USEPA/US@EPA  
Subject Letter Re Closure Groundwater Sample

Susanne:

Are you back? Here's the letter Chris prepared regarding a change in the groundwater sample to be taken for closure.



request for sampling modification 100308.pdf



Susanne  
Perkins/R9/USEPA/US  
01/12/2009 12:42 PM

To waynek@ehs-mgr.com  
cc Cheryl Nelson/R9/USEPA/US  
bcc

Subject ACCEPTED: Romic Request for Time Extension to 8/14/09

Your request, as documented in the following attachments, to extend the closure completion date from 2/16/09 to 8/14/09 has been accepted. This e-mail serves as your official written approval. A copy of your letter, attachments, and this e-mail will be added to my working copy of the closure plan and the Administrative Record for the closure.



Extension Request.pdf



RSW Closure Schedule thru 7-11-09.pdf



RSW Closure Schedule from 1-12-09.pdf



Closure Changes Log.xls

Susanne Perkins  
Project Manager  
RCRA Facilities Management Office  
US EPA Region 9  
415-972-3208  
415-947-3533 (fax)  
perkins.susanne@epa.gov



29 December 2008

Ms. Susanne Perkins  
U.S. Environmental Protection Agency  
75 Hawthorne Street  
San Francisco, California 94105

Re: Request for Extension of Time to Complete Closure  
Romic Southwest Facility, EPA ID No. AZD 009 015 389

Dear Ms. Perkins:

Romic Environmental Technologies Corp. ("Romic") respectfully submits this request for an extension of time to complete the RCRA closure of its former Romic Southwest interim status facility. This request is being made because closure activities will, of necessity, continue beyond February 16, 2009. We have come to this conclusion based on our detailed work planning efforts, the results of which are shown on a Gantt chart for the project, which is attached to this letter.

The factors that will cause closure to extend beyond February 16, 2009, are:

- *Work activities planned to avoid interference between crews/personnel*

Careful consideration needed to be made in project planning in order to avoid contractor personnel or crews getting in each other's way. Interference between crews or personnel could result in project delays and increased personal hazards.

- *Work activities planned to avoid potential of cross contamination and interference between above-ground decontamination work and subsurface drilling and sampling*

If certain decontamination activities were to be conducted concurrently with coring, drilling, or soil/groundwater sampling, there could be a negative impact on subsurface analytical results or, even more seriously, actual impact to the subsurface. Work has been planned to minimize potential cross-contamination problems.

Ms. Susanne Perkins  
December 29, 2008  
Page two

- *Subsurface conditions present difficulties for drilling*

We have found, through recent experience, that subsurface conditions make for slow, difficult drilling. If anything, the current schedule is optimistic when it comes to the time allotted for drilling.

Overall, the schedule represents a reasonable plan for completion of work. It allows adequate time for our contractors to safely and compliantly execute the necessary tasks to achieve clean closure. The schedule shows an anticipated completion date in July, 2009. However, due to the possibility of unforeseen circumstances, particularly in the subsurface investigation phase, we are requesting an extension until August 14, 2009. Our final closure certification report will be submitted to you on or before that date.

Please contact me if you have any questions concerning this request.

Sincerely,



Wayne Kiso  
President

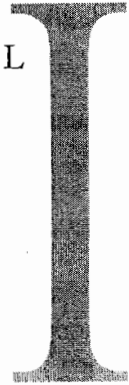
Attachment: Gantt Chart Schedule of Closure Activities

cc: Cheryl Nelson

Closure File



# IRIS ENVIRONMENTAL



*Via Email*

3 October 2008

Susanne Perkins, RCRA Project Manager  
US EPA, Region IX  
RCRA Facilities Management Office  
75 Hawthorne Street (WST-4)  
San Francisco, California 94105

Re: Request for Groundwater Sample Location Modification  
Former Romic Environmental Technologies Corp. Facility  
Chandler, Arizona

Dear Ms. Perkins:

On behalf of Romic Environmental Technologies Corp. ("Romic"), Iris Environmental ("Iris") is submitting this request for approval to modify the unit closure groundwater sampling location for the former Canopy Area HWMU. As discussed in the draft work plan prepared by LFR Inc. ("LFR") dated August 15, 2008 and entitled "*Deep Soil Gas Sampling, Grab Groundwater Sampling, and Aquifer Characterization Work Plan*", investigative borings will be used to collect groundwater samples from the upper portion of the regional aquifer. This is the same water bearing zone scheduled for groundwater sampling as part of the closure sampling and analysis program described in Appendix B of the Closure Plan. One of the investigation borings, SVE-04, will be drilled at a location situated immediately downgradient of the former Canopy Area HWMU border.

As discussed on September 18, 2008, the groundwater sample scheduled to be collected from boring SVE-04 (see Figure S-10, attached) will be considered as a replacement for the unit closure groundwater sample planned for the former Canopy Area. The groundwater sample will be collected using a Maxi-SimulProbe® and tested for the list of analytes presented in Table S-2 of Appendix B of the Closure Plan. A soil boring extending down to the top of the aquifer will still be drilled in the former Canopy Area in accordance with the Closure Plan.

The rationale for approving the relocation of the groundwater sample collection point is that the new location is immediately downgradient of the perimeter of the canopy area. Possible releases in the area of the canopy that might migrate to groundwater would likely impact groundwater and begin to travel in the downgradient direction of groundwater flow. A sample collected in the middle of the canopy area would have no greater potential to detect groundwater impacts than a sample collected at the downgradient edge of the canopy.

Ms. Susanne Perkins  
03 October 2008  
Page 2 of 2

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Please do not hesitate to contact me at (510)-834-4747 x21 or [calger@irisenv.com](mailto:calger@irisenv.com) if you have any questions or comments regarding this request.

Sincerely,

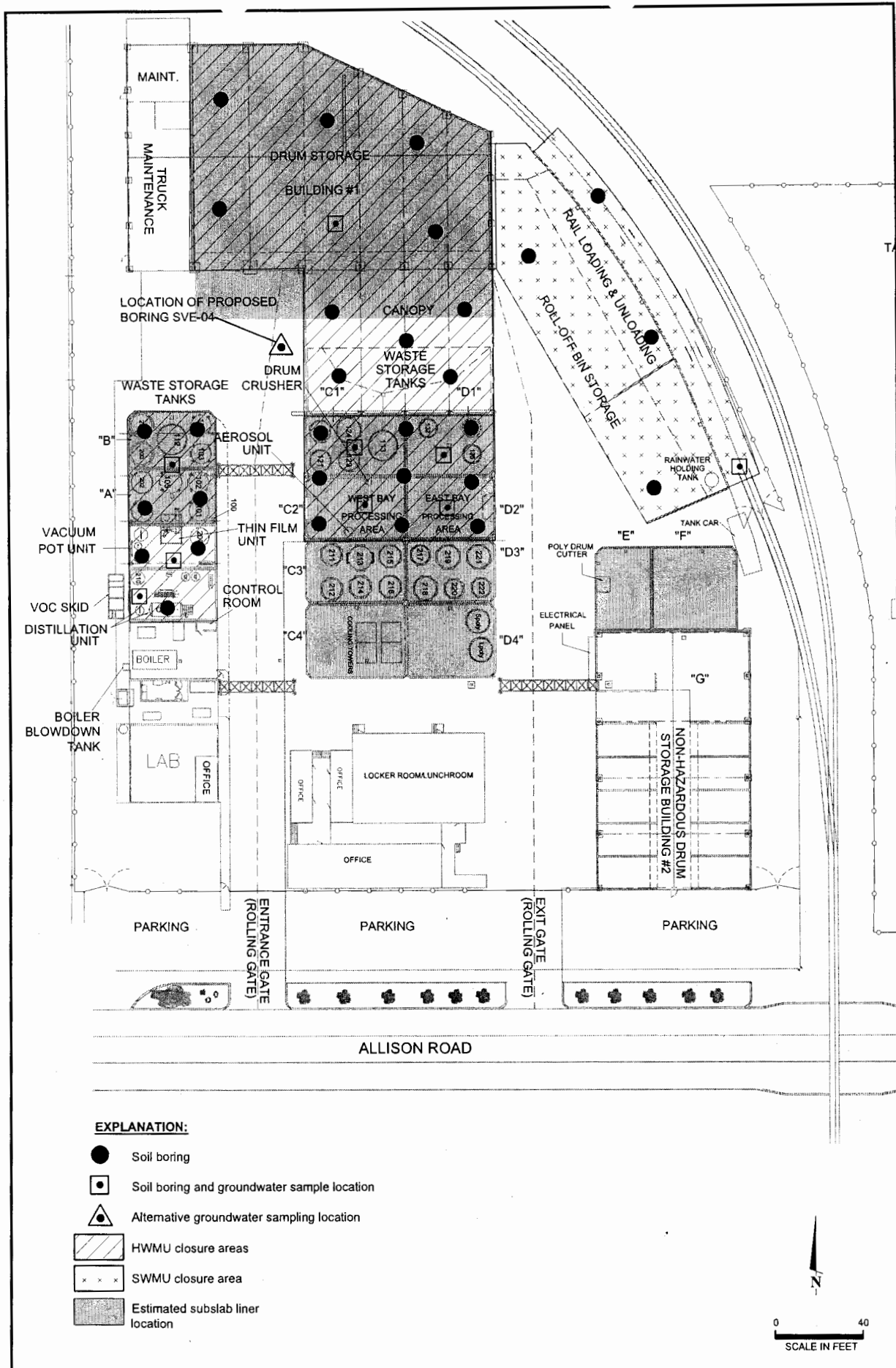
IRIS ENVIRONMENTAL

A handwritten signature in black ink, appearing to read "Chris Alger", with a stylized flourish at the end.

Christopher S. Alger, P.G.  
Principal Engineering Geologist

Attachment: Revised Figure S-10

cc: Esther Manuel, Lone Butte Industrial Development Corporation  
Wayne Kiso, Clarus Management Solutions  
John Moody, USEPA  
Glenn Stark, Gila River Indian Community Department of Environmental Quality





# **GILA RIVER INDIAN COMMUNITY**

Department of Environmental Quality

Post Office Box 97  
Sacaton, Arizona 85247  
(520) 562-2234 • Fax (520) 562-2245



July 15, 2008

Susanne Perkins  
RCRA Facilities Management Office  
U.S. EPA Region 9  
75 Hawthorne Street  
San Francisco, California 94105  
FAX 415-947-3533

Re: Lone Butte Industrial Corporation's July 10, 2008 Comment Letter for the  
Romic Environmental Technologies Corporation's (Romic) Revised Closure Plan

Dear Ms. Perkins:

The Gila River Indian Community's Department of Environmental Quality (DEQ) is pleased that the Environmental Protection Agency will be meeting with both Lone Butte and DEQ prior to EPA's response to all comments to the closure plan. That meeting should resolve what the DEQ believes is ambiguity determined during our review of both the referenced closure plan and Lone Butte's comments to that plan.

Liner - Clarification regarding the intent for removal and possible extent of liner removal if contaminated soil associated with the liner cannot be remediated.

Soil Samples - DEQ understands that soil samples would be taken in all areas where hazardous waste constituents were handled.

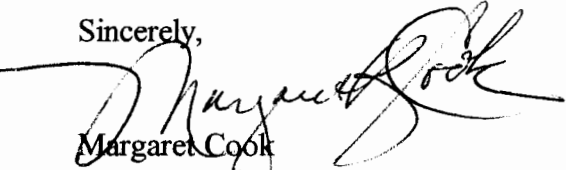
If this is an incorrect assumption please clarify.



RCRA Metal Constituents - The plan states "The background level of RCRA metals will be determined by calculating the mean of three background level samples collected plus two standard deviations. If confirmatory soil samples have concentrations of RCRA metals that exceed three times the 95<sup>th</sup> percentile of the background level concentration distribution, . . . a release has occurred ....impacted soil will be remediated." Lone Butte is suggesting a two standard deviation above mean background level concentration distribution as the performance standard.

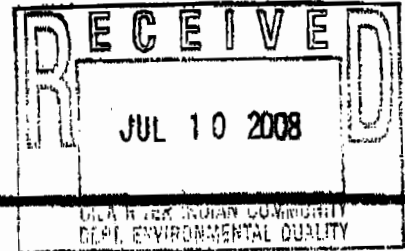
Contaminants of Concern - The DEQ is interested in EPA's rational in utilizing the 20 annual pounds determination for constituents to be sampled rather than the one pound as suggested by Lone Butte.

Sincerely,



Margaret Cook  
Executive Director

cc: William R. Rhodes, Governor  
Jennifer Allison-Ray, Lt. Governor  
Gila River Indian Community Council  
Economic Development Standing Committee  
John Powless, Economic Development Director  
Esther Manuel, General Manager, Lone Butte  
Lone Butte Board of Directors  
Doug Jorden, Attorney  
Dan Marsin, Hazardous Waste Program Manager

**LONE BUTTE****INDUSTRIAL DEVELOPMENT CORPORATION**

July 10, 2008

Margaret Cook, Director  
GRIC Department of Environmental Quality  
P.O. Box 97  
Sacaton, Arizona 85247

Re: Romic Environmental Technologies Corporation ("Romic")

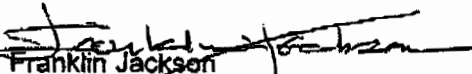
Dear Ms. Cook:

The Lone Butte Industrial Development Corporation ("Lone Butte") has reviewed Romic's revised Closure Plan, dated May 15, 2008 (the "Revised Closure Plan"). Although Lone Butte is generally pleased with the revisions that have been made, Lone Butte does have a few comments which Lone Butte feels will help facilitate the goal of leaving Romic's property in an environmentally sound condition.

The Lone Butte Board of Directors has approved the submittal of the enclosed letter to the U.S. Environmental Protection Agency (the "EPA"). This letter sets forth Lone Butte's comments and suggested revisions to the Revised Closure Plan. The EPA may be more inclined to accept the suggested revisions if more than one party supports them. Lone Butte therefore respectfully requests that if the Gila River Indian Community Department of Environmental Quality (the "DEQ") supports Lone Butte's comments, that the DEQ submit a letter to the EPA stating such support. In case you are not aware, comments on the Revised Closure Plan are due to the EPA by Wednesday, July 16. Thank you for your cooperation.

Sincerely,

LONE BUTTE INDUSTRIAL DEVELOPMENT CORPORATION

  
Franklin Jackson  
President

Enclosure

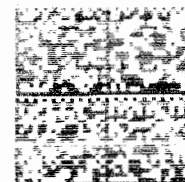
cc (w/o encl.): William R. Rhodes, Governor, Gila River Indian Community  
Jennifer Allison-Ray, Lt. Governor, Gila River Indian Community  
Gila River Indian Community Council  
Economic Development Standing Committee  
John Powless, Economic Development Director  
Esther Manuel, General Manager  
Lone Butte Board of Directors  
Doug Jorden, Attorney



**GILA RIVER INDIAN COMMUNITY**

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

Post Office Box 97 • Sacaton, Arizona 85247



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01/21/2008  
US POSTAGE

Susanne Perkins  
RCRA Facilities Management Office  
US EPA Region 9  
75 Hawthorne Street  
San Francisco, California 94105

94105+3941





Susanne Perkins/R9/USEPA/US  
07/14/2008 03:56 PM

To  
cc  
bcc Colin Lee/R9/USEPA/US  
Subject Fw: Your Comments on Closure of Romic Southwest Facility

First time did not take.

Susanne Perkins  
Project Manager  
RCRA Facilities Management Office  
US EPA Region 9  
415-972-3208  
415-947-3533 (fax)  
perkins.susanne@epa.gov

----- Forwarded by Susanne Perkins/R9/USEPA/US on 07/14/2008 03:54 PM -----



Susanne Perkins/R9/USEPA/US  
07/14/2008 03:37 PM

To <loallison@lbidc.com>  
cc "esther" <esther@lbidc.com>, "Franklin Jackson" <Franklin.Jackson@gric.nsn.us>, "Lloyd Notah Jr. " <Lloyd.Notah@gric.nsn.us>, "Urban L. Giff " <u.giff@msn.com>, "Douglas A. Jorden" <djorden@jordenbischoff.com>  
Subject Your Comments on Closure of Romic Southwest Facility

Dear Ms. Allison -

Thank you for your comments regarding the closure of the Romic Southwest Facility in Chandler, AZ.

We will include your comments in our official Administrative Record for this project. EPA will be issuing an official Response to Comments once the public comment period closes on July 16, 2008.

Susanne Perkins  
Project Manager  
RCRA Facilities Management Office  
US EPA Region 9  
415-972-3208  
415-947-3533 (fax)  
perkins.susanne@epa.gov  
"La Quinta Allison" <loallison@lbidc.com>



"La Quinta Allison" <loallison@lbidc.com>  
07/10/2008 03:42 PM

Please respond to  
<loallison@lbidc.com>

To Susanne Perkins/R9/USEPA/US@EPA  
cc "esther" <esther@lbidc.com>, "Franklin Jackson" <Franklin.Jackson@gric.nsn.us>, "Lloyd Notah Jr. " <Lloyd.Notah@gric.nsn.us>, "Urban L. Giff " <u.giff@msn.com>, "Douglas A. Jorden" <djorden@jordenbischoff.com>  
Subject FW: EPA Letter

LONG BUTTE INDUSTRIAL DEVELOPMENT CORPORATION

**La QUINTA O. ALLISON**  
**CORPORATE BOARD SECRETARY**

6960 W. Allison, Box 5000  
Chandler, Arizona 85226

tel: 1-520-796-1033  
fax: 1-520-796-1032  
mobile: 1-520-709-0382

[loallison@lbidc.com](mailto:loallison@lbidc.com)

Signature powered by Plaxo

Want a signature like this?

Add me to your address book...

-----Original Message-----

**From:** Christina waquie [mailto:[cwaquie@lbidc.com](mailto:cwaquie@lbidc.com)]

**Sent:** Thursday, July 10, 2008 3:29 PM

**To:** 'La Quinta Allison'

**Subject:** EPA Letter



7.10.08 EPA Letter.PDF



## LONE BUTTE

INDUSTRIAL DEVELOPMENT CORPORATION

July 10, 2008

**VIA E-MAIL (perkins.susanne@epa.gov)  
AND REGULAR MAIL**

Susanne Perkins  
RCRA Facilities Management Office  
U.S. EPA Region 9  
75 Hawthorne Street  
San Francisco, California 94105

Re: Romic Environmental Technologies Corporation's ("Romic") Revised Closure Plan

Dear Ms. Perkins,

Thank you for giving the Lone Butte Industrial Development Corporation ("Lone Butte") a copy of Romic's revised Closure Plan, dated May 15, 2008 (the "Revised Closure Plan"). In general, Lone Butte is pleased with the revisions that have been made. A few comments are discussed below.

**I. Clarify that the Underground Liner Will be Removed if Contaminated Soil  
Cannot be Remediated**

In Lone Butte's January 21, 2008 letter, which commented on Romic's initial draft Closure Plan, Lone Butte requested the EPA to require Romic to remove all underground liners/barriers that were installed under Romic's facilities. After further consideration, Lone Butte later explained that Lone Butte is amenable to keeping the underground liners in place in conjunction with the closure of the site as long as (i) it is conclusively established that the soil on top of the liner meets the standards set forth in the most recent edition of the EPA Region 9 Preliminary Remediation Goals for industrial soil or (ii) such soil can be and is remediated to meet the standards set forth in the most recent edition of the EPA Region 9 Preliminary Remediation Goals for industrial soil. If neither of these two conditions can be met, Lone Butte requested the EPA to require the removal of the liners.

While the Revised Closure Plan explains that contaminated soil will be remediated or excavated, as appropriate, it does not explicitly state that if contaminated soil cannot be remediated, the liners will be removed along with all of the contaminated soil. To avoid later confusion, Lone Butte requests that a clarification be added to the Revised Closure Plan providing that Romic will remove the underground liners and all contaminated soil if contaminated soil cannot be remediated. This is consistent with the requirement in 40

C.F.R. § 265.114 that "all contaminated equipment, structures and soils must be properly disposed of or decontaminated." A liner is a structure under this standard.

## **II. Soil Samples Should be Taken from All Areas Where Hazardous Constituents were Handled**

The Revised Closure Plan provides for the sampling of soil at the locations shown on Figure S-10. While Figure S-10 indicates that soil samples will be taken at each of the hazardous waste management units and the solid waste management unit adjacent to the railroad spur, it does not indicate that soil samples will be taken from the wastewater treatment area and other areas. The Revised Closure Plan explains that exploration of lined non-hazardous waste management units, such as the wastewater treatment area, will be considered separately during the investigation activities under the Administrative Consent Order signed by Romic and the EPA. Lone Butte does not object to this course of action as long as hazardous waste constituents derived from permitted hazardous waste activities at the facility were not treated or handled in such areas. If hazardous waste constituents were handled in such areas, Lone Butte requests that they be investigated in conjunction with the closure of the site, consistent with the requirements of 40 C.F.R. § 265.114.

## **III. Modify Closure Performance Standards Relating to Metal Constituents**

The Revised Closure Plan provides that the closure performance standard relating to organic constituents will be EPA Region 9's Preliminary Remediation Goals for industrial soil. While Lone Butte does not object to this, Lone Butte does object to the closure performance standard relating to metal constituents, which the Revised Closure Plan proposes to be three times the 95<sup>th</sup> percentile of the background level concentration distribution and could, depending upon the 95<sup>th</sup> percentile rating, result in soils exhibiting a hazardous characteristic being left on the site. This is not a sufficient standard to protect Lone Butte's interest that the site is left in an environmentally clean condition nor is it consistent with the standard required in 40 C.F.R. § 265.114. Lone Butte therefore requests that the Revised Closure Plan be modified to provide that the closure performance standard relating to metal constituents is two standard deviations above the mean background level concentration distribution.

## **IV. Increase Scope of Contaminants of Concern**

Soil and groundwater samples will be tested for the contaminants of concern listed on Table 5 in the appendix to the Revised Closure Plan, entitled "Selection of Contaminants of Concern." This appendix explains that constituents that were handled by Romic in amounts of less than 20 annual pounds were not included in the list of contaminants of concern. To help ensure the detection of any contamination existing on

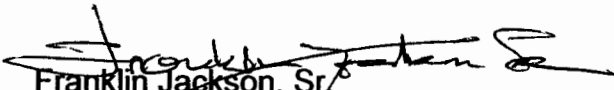
the site, Lone Butte requests that Table 5 be revised to include all hazardous constituents handled by Romic, except for those constituents that were handled in de minimis amounts (i.e. less than one pound per year).

**Conclusion**

Lone Butte greatly appreciates the EPA's consideration of the above comments, which Lone Butte feels will help facilitate the goal of leaving Romic's property in an environmentally sound condition. Thank you and we look forward to seeing the next draft.

Sincerely,

LONE BUTTE INDUSTRIAL DEVELOPMENT CORPORATION

  
Franklin Jackson, Sr.  
President

cc: William R. Rhodes, Governor  
Jennifer Allison-Ray, Lt. Governor  
Margaret Cook, Director, GRIC Dept. of Environmental Quality  
Gila River Indian Community Council  
Esther Manuel, General Manager, Lone Butte  
Lone Butte Board of Directors  
Doug Jorden, Attorney

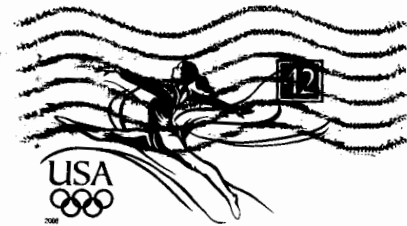




**LONE BUTTE**  
**INDUSTRIAL DEVELOPMENT**  
**CORPORATION**

PHOENIX AZ 850

10 JUL 08 PM 5 L



SUSANNE PERKINS  
RCRA FACILITIES MANAGEMENT OFFICE  
U.S. EPA REGION 9  
75 HAWTHORNE STREET  
SAN FRANCISCO, CA 94105

GILA RIVER INDIAN  
COMMUNITY

6960 West Allison • Box 5000  
Chandler, AZ 85226

94105+3941





Susanne Perkins/R9/USEPA/US  
06/12/2008 12:11 PM

To Linda Smith <rfclinda@yahoo.com>

cc

bcc Colin Lee/R9/USEPA/US

Subject Your Comments on Closure of Romic Southwest Facility

History:

This message has been forwarded.

Dear Ms. Smith -

Thank you for your comments regarding the closure of the Romic Southwest Facility in Chandler, AZ.

We will include your comments in our official Administrative Record for this project. EPA will be issuing an official Response to Comments once the public comment period closes on July 16, 2008.

Susanne Perkins  
Project Manager  
RCRA Facilities Management Office  
US EPA Region 9  
415-972-3208  
415-947-3533 (fax)  
perkins.susanne@epa.gov  
Linda Smith <rfclinda@yahoo.com>



Linda Smith  
<rfclinda@yahoo.com>  
06/12/2008 10:24 AM

To Susanne Perkins/R9/USEPA/US@EPA

cc

Subject What happens now? ROMIC

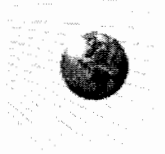
If Romic was recycling dangerous waste items NOW what happens to those same items? Do they just get dumped in the desert or landfills? HOW can we possibly afford to shut a facility like this down. I am not happy about it being in my backyard and I have no affiliation with this company or anyone employed there.

It puzzles me what the government thinks will happen to all that dangerous stuff now!?!?!?!


There are a lot of us wondering that. Please send us answers! Thank you!

Linda Smith  
1282 W. Cindy St.  
Chandler, AZ 85224-5237

(602) 770-6073



Susanne Perkins/R9/USEPA/US  
06/12/2008 12:11 PM

To Linda Smith <rfclinda@yahoo.com>  
cc  
bcc Cheryl Nelson/R9/USEPA/US; Puiman Wong/R9/USEPA/US@EPA; Rebecca Sugerman/R9/USEPA/US@EPA; Colin Lee/R9/USEPA/US@EPA  
Subject Your Comments on Closure of Romic Southwest Facility 

Dear Ms. Smith -

Thank you for your comments regarding the closure of the Romic Southwest Facility in Chandler, AZ.

We will include your comments in our official Administrative Record for this project. EPA will be issuing an official Response to Comments once the public comment period closes on July 16, 2008.

Susanne Perkins  
Project Manager  
RCRA Facilities Management Office  
US EPA Region 9  
415-972-3208  
415-947-3533 (fax)  
perkins.susanne@epa.gov  
Linda Smith <rfclinda@yahoo.com>



Linda Smith  
<rfclinda@yahoo.com>  
06/12/2008 10:24 AM

To Susanne Perkins/R9/USEPA/US@EPA  
cc  
Subject What happens now? ROMIC

If Romic was recycling dangerous waste items NOW what happens to those same items? Do they just get dumped in the desert or landfills? HOW can we possibly afford to shut a facility like this down. I am not happy about it being in my backyard and I have no affiliation with this company or anyone employed there.

It puzzles me what the government thinks will happen to all that dangerous stuff now!?!?!?!

There are a lot of us wondering that. Please send us answers! Thank you!

Linda Smith  
1282 W. Cindy St.  
Chandler, AZ 85224-5237

(602) 770-6073



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION IX  
75 Hawthorne Street  
San Francisco, CA 94105

June 6, 2008

Ms. Margaret Cook  
Gila River Indian Community  
Department of Environmental Quality  
PO Box 97  
Sacaton, AZ 85247

RE: Transmittal of Final Draft dtd May 15, 2008 of TSD Facility Closure Plan for  
Romic Environmental Technologies, Southwest Chandler, Arizona

Dear Ms. Cook:

Please find enclosed the subject document for your public repository. We welcome your review and comment. The review of the Closure Plan will also be subject to a 30 day public comment period which will run from Monday, June 16, 2008 through Wednesday, July 16, 2008.

If you have questions or concerns, please call me at (415) 972-3208.

Sincerely,

A handwritten signature in black ink that reads "Susanne Perkins".

Susanne Perkins  
RCRA Project Manager  
Waste Management Division

cc w/o attachments: Romic Chandler File (RCRA Records Center)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION IX  
75 Hawthorne Street  
San Francisco, CA 94105

June 6, 2008

Ms. Esther Manuel  
Lone Butte Industrial Development Corporation  
6960 West Allison  
Box 5000  
Chandler, AZ 85226

RE: Transmittal of Final Draft dtd May 15, 2008 of TSD Facility Closure Plan for  
Romic Environmental Technologies, Southwest Chandler, Arizona

Dear Ms. Manuel:

Please find enclosed the subject document. We welcome your review and comment. The review of the Closure Plan will also be subject to a 30 day public comment period which will run from Monday, June 16, 2008 through Wednesday, July 16, 2008.

If you have questions or concerns, please call me at (415) 972-3208.

Sincerely,

A handwritten signature in cursive script, which appears to read "Susanne Perkins", is positioned above the typed name.

Susanne Perkins  
RCRA Project Manager  
Waste Management Division

cc w/o attachments: Romic Chandler File (RCRA Records Center)



May 29, 2008

Ms. Suzanne Perkins  
U.S. Environmental Protection Agency  
75 Hawthorne Street  
San Francisco, California 94105

Re: Revised Closure Plan - Romic Southwest

Dear Ms. Perkins:

Romic Environmental Technologies Corp. (Romic) respectfully submits six copies of a revised Closure Plan for the former Romic Southwest facility, EPA ID No. AZD 009 015 389. The plan has been revised by Romic and its consultants in cooperation with U.S. EPA staff.

*Please contact Mr. Wayne Kiso at (650) 462-2310 with any questions.*

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision according to a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Sincerely,  
for Romic Environmental Technologies Corporation,

A handwritten signature in black ink, appearing to read 'Rory Moran', written in a cursive style.

Rory Moran  
President

Attachment: Romic Southwest Closure Plan, revised May, 2008 (six copies)

cc: Shri Iyer, Director  
Romic Environmental Technologies Corp.  
820 Gessner Road, Suite 800  
Houston, Texas 77024

Wayne Kiso  
Clarus Management Solutions, Inc.  
Post Office Box 1959  
Claremont, California 91711

EH&S File 110.01



Clarus

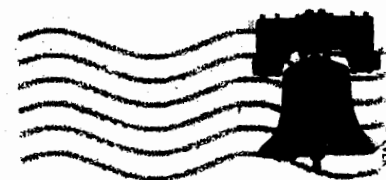
Management  
Solutions INC

250 West First Street, Suite 244 • Claremont, CA 91711

CITY OF INDUSTRY CA 917

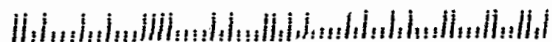
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Susanne Perkins (WST-4)  
U.S. Environmental Protection Agency  
75 Hawthorne St  
San Francisco, CA 94105

94105+3922







## LONE BUTTE

INDUSTRIAL DEVELOPMENT CORPORATION

April 2, 2008

**VIA E-MAIL (perkins.susanne@epa.gov)  
AND REGULAR MAIL**

Susanne Perkins  
RCRA Facilities Management Office  
U.S. EPA Region 9  
75 Hawthorne Street  
San Francisco, California 94105

Re: Romic Environmental Technologies Corporation ("Romic")/Removal of Underground Liner

Dear Ms. Perkins:

By letter dated January 21, 2008, the Lone Butte Industrial Development Corporation ("Lone Butte") submitted a number of comments to the EPA regarding Romic's draft closure plan (the "Closure Plan"). One of these comments requested that the EPA require Romic to remove all underground liners in conjunction with the closure of the site. After further consideration, Lone Butte would like to modify this request.

Lone Butte is amenable to keeping the liner in place in conjunction with the closure of the site as long as (i) it is conclusively established that the soil on top of the liner meets the standards set forth in the most recent edition of the EPA Region 9 Preliminary Remediation Goals for industrial soil or (ii) such soil can be and is remediated to meet the standards set forth in the most recent edition of the EPA Region 9 Preliminary Remediation Goals for industrial soil. If neither of these two conditions can be met, then Lone Butte respectfully requests the EPA to require the removal of the liner as requested in our January 21 letter.

Lone Butte has made a separate request to Romic pursuant to the existing lease between Lone Butte and Romic to remove all improvements on the property (including the liner) at the conclusion of the lease. To avoid later confusion, we simply want to clarify that Lone Butte's modified position relating to removal of the liner pursuant to the Closure Plan in no way alters Lone Butte's request to remove the liner at the end of the lease.

Sincerely,

LONE BUTTE INDUSTRIAL DEVELOPMENT CORPORATION



Franklin Jackson, President

cc: William R. Rhodes, Governor, Gila River Indian Community  
Jennifer Allison-Ray, Lt. Governor, Gila River Indian Community  
Economic Development Standing Committee  
Arthur Felder, Acting Economic Development Director  
Margaret Cook, Director, Department of Environmental Quality  
Cheryl Nelson, EPA Project Manager  
Esther Manuel, General Manager  
Shri Iyer, Romic  
Doug Jorden, Attorney  
Lone Butte Board of Directors

G I L A R I V E R I N D I A N C O M M U N I T Y

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## LONE BUTTE

INDUSTRIAL DEVELOPMENT CORPORATION

January 21, 2008

**VIA E-MAIL (perkins.susanne@epa.gov)  
AND REGULAR MAIL**

Susanne Perkins  
RCRA Facilities Management Office  
U.S. EPA Region 9  
75 Hawthorne Street  
San Francisco, California 94105

Re: Comments to Romic Environmental Technologies Corporation's ("Romic")  
Draft Closure Plan

Dear Ms. Perkins,

Thank you for giving the Lone Butte Industrial Development Corporation ("Lone Butte") a copy of Romic's draft Closure Plan (the "Closure Plan"). After reviewing the Closure Plan, we have some initial concerns. To resolve these concerns, we ask that the U.S. Environmental Protection Agency (the "EPA") require Romic to revise the Closure Plan pursuant to the following comments.

**Comment 1: The Closure Plan Should Clarify that Romic will Remediate all Contamination on Romic's Property, whether Pursuant to the Closure Plan or the Administrative Order**

Although page 1 of the Executive Summary to the Closure Plan states that it is Romic's overall cleanup objective to "fully [address] known and potential contaminated property soils and ground water," later statements suggest that Romic intends to limit the scope of investigative sampling and any subsequent remediation.

For example, page 6 of the Executive Summary states that the "Closure Plan distinguishes between . . . contamination types that would be expected from facility activities and those of certain TOC's (total organic compounds) already being addressed under ongoing EPA directed investigations" and that "investigations and any subsequent remediation of soils will be driven by the presence of those contaminants that can be tied to the receipt and processing of specific hazardous substances between 1980 and the completion of facility closure activities."

Lone Butte had some initial concerns with Romic's apparent attempt to limit the scope of investigation and remediation and was going to request that the Closure Plan be

revised to require Romic to remove all soil and groundwater contamination on the property, regardless of when such contamination occurred. However, in light of the Administrative Order on Consent, which was signed by Romic and the EPA in December 2007 (the "Administrative Order"), Lone Butte realizes that such revision may not be necessary as the Administrative Order requires Romic to investigate and remediate all releases of hazardous wastes and/or hazardous constituents occurring in soils and/or groundwater. Yet to help protect Lone Butte's interests, the Closure Plan should be revised to make it clear that Romic will remediate all soil and groundwater contamination on the property, whether such remediation occurs pursuant to the Closure Plan or the Administrative Order.

**Comment 2: The Scope of the Investigative Sampling Should be Expanded**

As stated in the Closure Plan, "it is the methods and procedures [of the Sampling and Analysis Plan] that verifies and validates the objectives of the Closure Plan." (Page 2 of Attachment B to the Closure Plan.) Accordingly, the scope of the investigative samples should be broad enough to ensure that all contamination will be detected and to enable the preparation and implementation of an adequate remediation plan. As discussed below, the Closure Plan should be revised to provide for more comprehensive sampling so as to facilitate the detection of contamination that may exist on the property. Although Lone Butte realizes that the sampling and analysis plan that will be developed pursuant to the Administrative Order may compensate for some of these deficiencies, Lone Butte sets forth its concerns here as such concerns may be applicable to the development of such sampling and analysis plan.

**i. The Closure Plan Should Clarify that the Investigation and Remediation of Groundwater Contamination will Occur Pursuant to the Administrative Order**

Currently, the Closure Plan only requires sampling of groundwater if groundwater is encountered during soil investigation. (Page 14 of Attachment B to the Closure Plan.) Although it may not be necessary for the Closure Plan to mandate the sampling of groundwater since such sampling will occur under the Administrative Order, the Closure Plan should be revised to make this clear. That is, the Closure Plan should be revised to state that groundwater sampling and remediation will occur pursuant to the Administrative Order.

**ii. Scope of Investigative Soil Sampling Should be Increased**

Page 5 of Attachment B to the Closure Plan provides a figure showing the locations of soil samples. Lone Butte is concerned that there is an insufficient number of sample locations to ensure the detection of all soil contamination that may exist. As such, the Closure Plan should be revised to provide for more comprehensive sampling. For example, additional sample locations should be added to drum storage building #2 and sample locations should added to the wastewater treatment area.

Additionally, the Closure Plan should be revised to provide that if the initial sampling does not show compliance with decontamination standards at the deepest depths of the initially proposed sampling scheme, then additional vertical samples will be taken until samples show levels of contaminants within the decontamination standards.

### **iii. Scope of Confirmatory Sampling Should be Increased**

Page 10 of Attachment B to the Closure Plan provides that "[c]onfirmatory soil samples will be analyzed for only the parameters for which the original investigative samples exhibited results above closure standards." To ensure that all contaminated soils are fully removed, confirmatory sampling should be conducted pursuant to the same parameters of the initial sampling. In addition, confirmatory sampling should test for biodegradation products as such products may also present environmental and health risks. The Closure Plan should also be revised to require full removal of any biodegradation products found.

### **Comment 3: Current Remediation Standards are Vague and Should be Revised**

A closure plan must contain a "detailed description of the steps needed to remove or decontaminate all hazardous waste residues and contaminated system components, equipment, structures, and soils." 40 C.F.R. § 265.112(b). Here, regarding the decontamination of soils, the Closure Plan merely states that if soil contamination is found, such contaminated soil will be excavated. To help ensure that any soil contamination will be fully removed, the Closure Plan should be revised to include a more detailed description of the remediation steps that will be taken.

### **Comment 4: The Closure Plan Should be Revised to Require the Removal of Underground Liners/Barriers**

The Closure Plan does not state that Romic will remove all underground liners/barriers that were installed under Romic's facilities. Such removal is required pursuant to 40 C.F.R. § 265.114 and will help ensure that any contaminants remaining on top of the liners/barriers will be removed. As such, the Closure Plan should be revised to require Romic to remove all underground liners/barriers.

### **Conclusion**

Lone Butte greatly appreciates the EPA's consideration of the above comments and any other comments that Lone Butte may have as the review process continues. Revising the Closure Plan pursuant to the above discussion will facilitate the goal of leaving Romic's property in an environmentally sound condition. As Lone Butte has a large interest in ensuring that the site is properly closed, we would greatly appreciate the opportunity to review and comment on revisions made to the Closure Plan. We look

Susanne Perkins  
Romic's Draft Closure Plan  
January 21, 2008  
Page 4

forward to working with the EPA as the development and review process continues.

Sincerely,

LONE BUTTE INDUSTRIAL DEVELOPMENT CORPORATION

A handwritten signature in black ink, appearing to read "Franklin Jackson", written over the printed name.

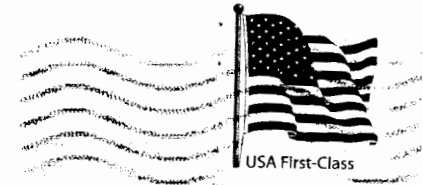
Franklin Jackson  
President

Cc: William R. Rhodes, Governor, Gila River Indian Community  
Jennifer Allison-Ray, Lt. Governor, Gila River Indian Community  
Jennifer Giff, General Counsel, Gila River Indian Community  
Economic Development Standing Committee  
Arthur Felder, Acting Economic Development Director  
Margaret Cook, Director, Department of Environmental Quality  
Cheryl Nelson, EPA Project Manager  
Esther Manuel, General Manager  
Doug Jorden, Attorney  
Lone Butte Board of Directors



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